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5-29-07 17h 1686

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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# TRANSMITTAL FORM

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Total Number of Pages in This Submission **9 pages**

Application Number **10/573,796**

Filing Date **December 8, 2006**

First Named Inventor **Jay D. KEASLING**

Group Art Unit **1636**

Examiner Name

Attorney Docket Number **BERK-032**

## ENCLOSURES (check all that apply)

- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form                                   | <input type="checkbox"/> Assignment Papers<br>(for an Application)                            | <input type="checkbox"/> After Allowance Communication<br>to Group                            |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences        |
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| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                              | <input type="checkbox"/> Petition to Convert to a<br>Provisional Application                  | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                              | <input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence<br>Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please<br>identify below):            |
| <input type="checkbox"/> Express Abandonment Request                            | <input type="checkbox"/> Terminal Disclaimer  | 1. <b>Further Request for Corrected Filing<br/>Receipt</b>                                    |
| <input type="checkbox"/> Information Disclosure Statement                       | <input type="checkbox"/> Request for Refund   | 2. <b>Copy of Corrected Filing Receipt<br/>issued May 8, 2007</b>                             |
| <input type="checkbox"/> Certified Copy of Priority<br>Documents                | <input type="checkbox"/> CD, Number of CD(s)  | 3. <b>Copy of Request for Corrected Filing<br/>Receipt filed March 30, 2007</b>               |
| <input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application   |   | 4. <b>Return postcard</b>   |
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Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Signing Attorney/Agent  
(Reg. No.)

**PAULA A. BORDEN, 42,344**  
**BOZICEVIC, FIELD & FRANCIS, LLP**

Signature

Date

**May 24, 2007**

**EXPRESS MAIL LABEL NO. EV 954 013 687 US**

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|  |                  |
|--|------------------|
| Attorney Docket  | BERK-032         |
| Applicant  | Jay D. KEASLING  |
| Serial Number  | 10/573,796       |
| Filing Date  | December 8, 2006 |
| Group Art Unit   | 1636             |
| Examiner Name  |                  |
| Title: "METHODS OF IDENTIFYING A BIOSYNTHETIC<br>PATHWAY GENE PRODUCT" |                  |

Sir:

A request for a corrected filing receipt was filed on March 30, 2007 in the instant application. On May 8, 2007, the U.S. Patent and Trademark Office sent a corrected filing receipt containing the unchanged error (copy attached). This is a further request for a corrected filing receipt. Applicants respectfully request that the Office correct the error noted below, and forward a corrected Official Filing Receipt to Applicants.

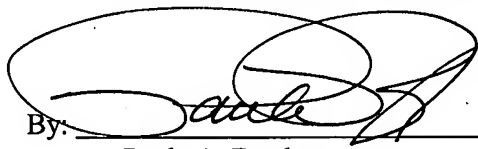
A corrected filing receipt for the above-identified patent application has been issued by the U.S. Patent and Trademark Office and has been found to contain the following error(s):

- (1) The correct title should read METHODS FOR IDENTIFYING A BIOSYNTHETIC PATHWAY GENE PRODUCT.

Also submitted herewith is a copy of the initial Request for Corrected Official Filing Receipt as filed on March 30, 2007. If for any reason a fee is found to be necessary, the Commissioner is authorized to charge such fee to Deposit Account No. 50-0815.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

Date: May 24, 2007

By:   
Paula A. Borden  
Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP  
1900 University Circle, Suite 200  
East Palo Alto, California 94303  
Telephone: (650) 327-3400  
Facsimile: (650) 327-3231



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| APPL NO.   | FILING OR 371(c)<br>DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | TOT CLMS | IND CLMS |
|------------|--------------------------|----------|---------------|-----------------|----------|----------|
| 10/573,796 | 12/08/2006               | 1636     | 1765          | BERK-032        | 63       | 5        |

CONFIRMATION NO. 7712

CORRECTED FILING RECEIPT



\*OC000000023756681\*

24353  
 BOZICEVIC, FIELD & FRANCIS LLP  
 1900 UNIVERSITY AVENUE  
 SUITE 200  
 EAST PALO ALTO, CA 94303

Date Mailed: 05/08/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

Jay D. Keasling, Berkely, CA;  
 Jack D. Newman, Berkeley, CA;  
 Douglas J. Pitera, Oakland, CA;  
 Sydnor T. Withers III, Richmond, CA;  
 Keith Kinkead Reiling, San Francisco, CA;  
 Vincent J.J. Martin, Kensington, CA;

5/14/07  
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MAY 14 2007

Bozicevic, Field, &amp; Francis

**Power of Attorney:** The patent practitioners associated with Customer Number 24353.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/32407 09/29/2004  
 which claims benefit of 60/507,220 09/29/2003

## Foreign Applications

**If Required, Foreign Filing License Granted:** 03/09/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/573,796**

**Projected Publication Date:** 06/21/2007

**Non-Publication Request:** No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

**Title**

Method for identifying a biosynthetic pathway gene product

**Preliminary Class**

435

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

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Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

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Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Atty Dkt. No. BERK-032  
USSN: 10/573,796

Filed Electronically

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**REQUEST FOR  
CORRECTED FILING  
RECEIPT**

Address to:  
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Attorney Docket

BERK-032

Applicant

KEASLING, JAY D.

Serial Number

10/573,796

Filing Date

December 8, 2006

Group Art Unit

1636

Examiner Name

Title: "METHODS FOR IDENTIFYING A BIOSYNTHETIC  
PATHWAY GENE PRODUCT"

Sir:

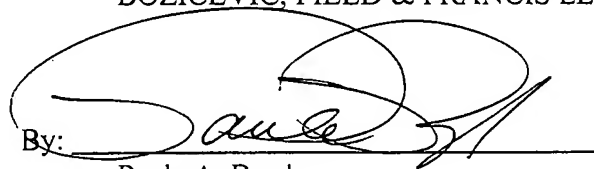
A filing receipt for the above-identified patent application has been issued by the U.S. Patent and Trademark Office (copy attached) and has been found to contain the following error(s):

- (1) Please correct the Title from "Method for Identifying a Biosynthetic Pathway Gene Product" to read --**Methods for Identifying a Biosynthetic Pathway Gene Product**—as indicated on the attached supplemental application data sheet.

If for any reason a fee is found to be necessary, the Commissioner is authorized to charge such fee to Deposit Account No. 50-0815.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

Date: Mar. 30, 2007

By:   
Paula A. Borden  
Registration No. 42,344

BOZICEVIC, FIELD & FRANCIS LLP  
1900 University Avenue, Suite 200  
East Palo Alto, California 94303  
Telephone: (650) 327-3400  
Facsimile: (650) 327-3231